## IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEBRASKA

| UNITED STATES OF AMERICA, | ) |         |
|---------------------------|---|---------|
| Plaintiff,                | ) |         |
|                           | ) | 8:13CR6 |
| vs.                       | ) |         |
|                           | ) | ORDER   |
| JUAN JIMENEZ-RUIZ,        | ) |         |
|                           | ) |         |
| Defendant.                | ) |         |
|                           | ) |         |

This matter is before the court on the defendant's motion to continue trial [24] as counsel needs additional time to investigate defendant's immigration status. Defendant has filed a waiver of speedy trial. For good cause shown,

**IT IS ORDERED** that the motion to continue trial is granted, as follows:

- 1. The jury trial now set for March 12, 2013 is continued to April 30, 2013.
- 2. In accordance with 18 U.S.C. § 3161(h)(7)(A), the court finds that the ends of justice will be served by granting this continuance and outweigh the interests of the public and the defendant in a speedy trial. Any additional time arising as a result of the granting of this motion, that is, the time between **today's date and April 30, 2013**, shall be deemed excludable time in any computation of time under the requirement of the Speedy Trial Act. Failure to grant a continuance would deny counsel for the defendant the reasonable time necessary for effective preparation, taking into account the exercise of due diligence. 18 U.S.C. § 3161(h)(7)(A) & (B)(iv).

DATED March 6, 2013.

BY THE COURT:

s/ F.A. Gossett United States Magistrate Judge